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7 **IN THE UNITED STATES DISTRICT COURT**  
8 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**  
9

10 **ORDER OF THE CHIEF JUDGE**  
11 **RE: REASSIGNMENT OF CASES**  
12 **PENDING BEFORE**  
13 **THE HONORABLE FERN M SMITH**  
14 \_\_\_\_\_/

No C 03-5777 FMS  
C 04-0297 FMS  
C 04-0672 FMS  
C 04-1291 FMS  
C 04-1907 FMS  
C 04-2269 FMS  
C 04-2780 FMS  
C 04-3474 FMS  
C 04-3699 FMS  
C 04-3715 FMS  
C 04-3781 FMS  
C 04-3927 FMS  
C 04-4041 FMS  
C 04-4448 FMS  
C 04-4854 FMS  
C 04-4941 FMS  
C 04-5187 FMS  
C 04-5307 FMS  
C 04-5413 FMS  
C 04-5511 FMS  
C 05-0157 FMS  
C 05-0223 FMS  
C 05-0293 FMS  
C 05-0533 FMS  
C 05-0623 FMS

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23 **Because the Honorable Fern M Smith, to whom the above cases**  
24 **were assigned, will retire effective June 30, 2005, these cases are re-assigned**  
25 **as follows:**

26 **On or before July 29, 2005, the parties may select one or more of**  
27 **the following magistrate judges to conduct any and all proceedings, including**  
28 **trial and entry of judgment pursuant to 28 USC § 636(c)(1) :**

**Honorable James Larson, Chief Magistrate Judge**

**Honorable Edward M Chen, Magistrate Judge**

**Honorable Maria-Elena James, Magistrate Judge**

**Honorable Elizabeth D Laporte, Magistrate Judge**

**Honorable Joseph C Spero, Magistrate Judge**

**Honorable Bernard Zimmerman, Magistrate Judge**

Upon filing with the court a selection and consent form signed by all parties (or one for each party), the case will be re-assigned to one of the magistrate judges chosen by the parties. A magistrate judge selection and consent form is attached for the parties' convenience.

In the event the parties fail timely to consent to a magistrate judge, the clerk is directed to re-assign the case to a United States district judge selected at random from the active and senior judges of the court.

**IT IS SO ORDERED.**



**VAUGHN R WALKER**  
**United States District Chief Judge**

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

**Plaintiff,**

**v**

**Defendant.**

**No C \_\_\_\_\_ FMS**

**SELECTION OF AND CONSENT  
TO PROCEED BEFORE A  
MAGISTRATE JUDGE**

**In accordance with the provisions of 28 USC § 636(c), all parties to this  
action hereby consent to have Magistrate Judge(s) \_\_\_\_\_, or  
\_\_\_\_\_, or \_\_\_\_\_ conduct any and all  
further proceedings in the case, including trial, and order the entry of a final  
judgment. Appeal from the judgment shall be taken directly to the United States  
Court of Appeals for the Ninth Circuit.**

**Dated: \_\_\_\_\_**

**Signature**

**Counsel for \_\_\_\_\_  
(name of party, indicate plaintiff or defendant)**

**United States District Court**

For the Northern District of California

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**Dated:** \_\_\_\_\_

\_\_\_\_\_  
**Signature**

**Counsel for** \_\_\_\_\_  
**(name of party, indicate plaintiff or defendant)**

**Dated:** \_\_\_\_\_

\_\_\_\_\_  
**Signature**

**Counsel for** \_\_\_\_\_  
**(name of party, indicate plaintiff or defendant)**

**Dated:** \_\_\_\_\_

\_\_\_\_\_  
**Signature**

**Counsel for** \_\_\_\_\_  
**(name of party, indicate plaintiff or defendant)**